

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

RACHEL M. BORDER,

Plaintiff,

v.

Case No. 2:12-cv-379
Judge Marbley
Magistrate Judge King

CAROLYN W. COLVIN, ACTING
COMMISSIONER OF SOCIAL SECURITY,

Defendant.

ORDER

On October 31, 2013, the United States Magistrate Judge recommended that plaintiff's motion for an award of attorney fees and costs, Doc. No. 23, be granted in part. *Report and Recommendation*, Doc. No. 25. Although the parties were advised of their right to object to that recommendation, and of the consequences of their failure to do so, there has been no objection.

The *Report and Recommendation*, Doc. No. 25, is **ADOPTED AND AFFIRMED**. Plaintiff's motion for an award of attorney fees and costs, Doc. No. 23, is **GRANTED in part**. Plaintiff is **AWARDED** an attorney fee, costs, and expenses under the Equal Access to Justice Act, 28 U.S.C. §2412, in the total amount of \$5,000.00. It is understood that, if plaintiff owes no pre-existing debt to the United States that is subject to offset, the Commissioner will direct that the award be made payable to plaintiff's attorneys.

____s/Algenon L. Marbley____

Algenon L. Marbley
United States District Judge